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Attorneys for Defendants
C. R. Bard, Inc. and
Bard Peripheral Vascular, Inc.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

IN RE: Bard IVC Filters Products Liability MDL NO. 15-02641-PHX-DGC
Litigation

This Document Relates to:

VICKI WETZEL,

Case No. CV-15-01667-PHX-DGC

Plaintiff,

v.

C. R. BARD, INC., a New Jersey
Corporation; AND BARD PERIPHERAL
VASCULAR INC., an Arizona
Corporation,

Defendants.

**DEFENDANTS' MEMORANDUM OF
POINTS AND AUTHORITIES IN
SUPPORT OF DEFENDANTS'
MOTION TO WITHDRAW
DEFENDANTS' MOTION TO
DISMISS PLAINTIFF'S COMPLAINT
FOR FAILURE TO COMPLY WITH
CASE MANAGEMENT ORDER NO. 5**

Defendants C. R. Bard, Inc. and Bard Peripheral Vascular, Inc. ("Bard") respectfully move this Court to withdraw Defendants' Motion to Dismiss Plaintiff's Complaint for Failure to Comply with Case Management Order No. 5 [Doc. 1438] (the "Motion").

On April 11, 2016, Bard filed its Motion due to Plaintiff's failure to serve a Plaintiff Profile Form ("PPF") pursuant to the terms of Case Management Order No. 5. On April 12, 2016, Plaintiff's counsel served Bard with her overdue PPF, explained that it had been inadvertently omitted from a previous email, and requested that Bard withdraw its Motion. Bard agreed to overlook the tardiness in this instance and, thus, seeks an Order from the Court withdrawing the Motion.

This 15th day of April, 2016.

s/Richard B. North, Jr.
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**Attorney for Defendants C. R. Bard, Inc. and
 Bard Peripheral Vascular, Inc.**

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on April 15, 2016, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system which will send notification of such filing to all counsel of record.

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